

**IN THE HIGH COURT OF UTTARTANCHAL
AT NAINITAL
ORIGINAL JURISDICTION**

Dated: Nainital the 29th day of September 2005

Bail Application no. 703 of 2005

Order on the bail application of accused

CRIMINAL SIDE

Puran Singh S/o Sri Gaber Singh
R/o Village Dabrarh Patti Paino
District Pauri Garhwal Uttaranchal

....Applicant.

Versus

State of Uttaranchal
Party.

....Opposite

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Arising out of Case Crime No. 2 of 2005
Under Sections 302 I.P.C.
Patti Paino
Tehsil Lansdowne
District Pauri Garhwal

By the court

Hon'ble B.C. Kandpal, J

The applicant has applied for bail in case crime No. 2 of 2004 under Sections 302 I.P.C. Patti Paino, Tehsil Lansdowne, District Pauri Garhwal.

Heard Sri L.K. Tiwari, learned counsel for the applicant, learned A.G.A. and perused the record.

The record shows that the specific role has been assigned to the applicant for causing head injuries on the person of the deceased. The postmortem report supports the ocular version at this stage.

I do not find any sufficient ground to enlarge the applicant on bail at this stage. Accordingly, the bail application is rejected.

However, learned counsel for the applicant has submitted that the applicant has been languishing in jail for more than one year and trial has not been started as yet.

Keeping in view the submission advanced by the learned counsel for the applicant, I direct the trial court to be expedited the trial as early as possible.

(B.C. Kandpal, J.)

29.09.2005
ASWAL